

UTILITY PATENT APPLICATION TRANSMITTAL	Attorney Docket No.:	D3056F
	First Inventor:	Jon Claude Russell Bennett
	Title:	METHOD FOR ENABLING NON-PREDETERMINED TESTING OF NETWORK USING IP MEASUREMENT PROTOCOL PACKETS
	Express Mail Label No.:	ER 195969930 US

(Only for new nonprovisional applications under 37 CFR 1.53(b))



APPLICATION ELEMENTS (see MPEP chapter 600 concerning utility patent application contents)		ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington, D.C. 20231			
<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form in duplicate (Submit an original and a duplicate for fee processing)</p> <p>2. <input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27</p> <p>3. <input checked="" type="checkbox"/> Specification Total Pages <b>57</b> (preferred arrangement set forth below) -Descriptive title of the invention -Cross Reference to Related Applications -Statement Regarding Fed sponsored R&amp;D -Reference to sequence listing, a table, -Background of the Invention -Brief Summary of the Invention -Brief Description of the Drawings (if filed) -Detailed Description -Claim(s) -Abstract of the Disclosure</p> <p>4. <input checked="" type="checkbox"/> Drawing(s) Total Sheets <b>12</b></p> <p>5. Oath or Declaration</p> <ul style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> Newly executed (original or copy)</li> <li>b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/ divisional with Box 18 completed) <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</li> </ul> </li> </ul> <p>6. <input type="checkbox"/> Application Data Sheet under 37 CFR 1.76</p>		<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)</p> <p>8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence (if applicable, all necessary)</p> <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> Computer Readable Form (CFR)</li> <li>b. <input type="checkbox"/> Specification Sequence Listing on: <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> CD-ROM or CD-4 (2 copies);</li> <li>ii. <input type="checkbox"/> or paper</li> </ul> </li> <li>c. <input type="checkbox"/> Statements verifying identify of above copies</li> </ul>			
ACCOMPANYING APPLICATION PARTS					
<p>9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) <input checked="" type="checkbox"/> Power of Attorney Statement (when there is an assignee)</p> <p>11. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>12. <input type="checkbox"/> IDS <input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)</p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document</p> <p>16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.</p> <p>17. <input type="checkbox"/> Other: _____ _____ _____</p>					
18. IF A CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in- Part (CIP)    Prior Appl. No. <b>60/421,303</b> Prior Appl. information:    Examiner: _____ Group/Art Unit: _____					
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.					
19. CORRESPONDENCE ADDRESS					
<input checked="" type="checkbox"/> Customer Number or Bar Code Label		27774	or <input type="checkbox"/> Correspondence address below		
Name	Karin L. Williams				
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Country	U.S.A.	Telephone	908-518-7700	Fax	908-518-7795
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SIGNATURE	<i>Karin L. Williams</i>		Date	8/21/03	

D3056F

13049 U.S. PTO  
08/25/03

# FEE TRANSMITTAL

Patent fees are subject to annual revision

TOTAL AMOUNT OF PAYMENT

(\$ 790)

Complete if Known	
Application Number	Unassigned
Filing Date	Filed Herewith
First Named Inventor	Jon Claude Russell Bennett
Examiner Name	Unassigned
Group Art Unit	Unassigned
Attorney Docket No.	D3056F

## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:

Deposit Account Number

50-1047

Deposit Account Name

Mayer Fortkort & Williams, PC.

Charge Any Additional Fee required under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:

Check  Credit Card  Money Order  Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Paid
101	750	201	375	Utility filing fee <span style="border: 1px solid black; padding: 2px;">\$750</span>
106	330	206	165	Design filing fee <span style="border: 1px solid black; padding: 2px;"></span>
107	510	207	255	Plant filing fee <span style="border: 1px solid black; padding: 2px;"></span>
108	740	208	370	Reissue filing fee <span style="border: 1px solid black; padding: 2px;"></span>
114	160	214	80	Provisional filing fee <span style="border: 1px solid black; padding: 2px;"></span>

SUBTOTAL (1) (\$ 750)

### 2. EXTRA CLAIM FEES

Total Claims	Previously Paid**	Extra Claims	Fee from below	Fee Paid
Independent Claims	<span style="border: 1px solid black; padding: 2px;">15</span>	<span style="border: 1px solid black; padding: 2px;">20</span>	<span style="border: 1px solid black; padding: 2px;">0</span>	<span style="border: 1px solid black; padding: 2px;">X 18 =</span> <span style="border: 1px solid black; padding: 2px;">18</span>

Multiple Dependent 280 =

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	* Reissue independent claims over original patent

110 18 210 9 \*Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0)

\*\*OR NUMBER PREVIOUSLY PAID, IF GREATER THAN STANDARD ALLOWANCE.

\*For Reissues, see above

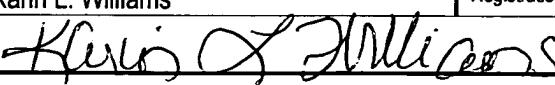
### 3. ADDITIONAL FEES

Large Entity Fee Code	Small Entity Fee (\$)	Fee Description
105	130	Surcharge - late filing fee or oath
127	50	Surcharge - late Provisional filing
139	130	Non-English specification
147	2520	For filing a request for ex parte Reexamination
112	920*	Requesting publication of SIR prior to Examiner action
113	1840*	Requesting publication of SIR after Examiner action
115	110	Extension for reply within first month
116	400	Extension for reply within second month
117	920	Extension for reply within third month
118	1440	Extension for reply within fourth month
128	1960	Extension for reply within fifth month
119	320	Notice of Appeal
120	320	Filing a brief in support of an appeal
121	280	Request for oral hearing
138	1510	Petition to institute a public use proceeding
140	110	Petition to revive - unavoidable
141	1280	Petition to revive - unintentional
142	1280	Utility issue fee (or reissue)
143	460	Design issue fee
144	620	Plant issue fee
122	130	Petitions to the Commissioner
123	50	Processing fee under 37 CFR 1.17(q)
126	180	Submission of IDS
581	40	Recording each patent assignment per property (times number of properties)
146	740	Filing a submission after final rejection (37 CFR § 1.129(a))
149	740	For each additional invention to be examined (37 CFR § 1.129(b))
179	740	Request for Continued Examination (RCE)
169	900	Request for expedited examination of a design application
Other fee (specify) _____		
* Reduced by Basic Filing Fee paid		SUBTOTAL (3) <span style="border: 1px solid black; padding: 2px;">(\$ 40)</span>

## SUBMITTED BY

Name (Print/Type) Karin L. Williams

Registration No. 36,721 Telephone 908-518-7700

Signature 

Date 8/21/03

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **Jon Claude Russell Bennett**

Docket No.

**D3056F**

Serial No.

**Unassigned**

Filing Date

**Filed Herewith**

Examiner

**Unassigned**

Group Art Unit

**Unassigned**Invention: **METHOD FOR ENABLING NON-PREDETERMINED TESTING OF NETWORK USING IP  
MEASUREMENT PROTOCOL PACKETS**

I hereby certify that the following correspondence:

**New U.S. Patent Application***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

8/25/03*(Date)***Marjorie Scariati***(Typed or Printed Name of Person Mailing Correspondence)*  
*(Signature of Person Mailing Correspondence)***ER 195969930 US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**